

BIRNBERG & ASSOCIATES  
CORY A. BIRNBERG (SBN 105468)  
703 Market Street Suite 600  
San Francisco, California 94103  
Telephone Number: (415) 398- 1040  
Facsimile Number: (415) 398-2001

Barbara Norris (Ak. No. 8506070)  
LAW OFFICES OF BARBARA NORRIS  
645 W. Third Ave.  
Anchorage Alaska 99501  
Telephone Number: (907) 279-6621  
Facsimile Number: (907) 279-0199

Attorneys for Defendants  
Woodbine Alaska Fish Company,  
and Guy Ferrari Inc.

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF ALASKA

CITICAPITAL COMMERCIAL CORP,

Plaintiff,

V.

**Case No. A-04-0147 CI**  
**IN ADMIRALTY**

EGEGIK SPIRIT, official number 2999957, her equipment, gear, furniture, apparel, fixtures, tackle, boats, machinery, anchors and all appurtenances, in rem;

**[proposed] DISCOVERY PLAN**

NAKNEK SPIRIT, official number 585824, her equipment, gear, furniture, apparel, fixtures, tackle, boats, machinery, anchors and all appurtenances, in rem; WOODBINE ALASKA FISH CO., in personam; and GUY FERRARI, INC., in personam.

Defendants,

**BIRNBERG &  
ASSOCIATES**

703 MARKET STREET  
SUITE 600  
SAN FRANCISCO  
CA, 94103  
TEL (415) 398-1040  
FAX (415) 398-2001

## DISCOVERY PLAN

1 This Court, having given the parties ample time to meet and confer on the  
2 subject, HEREBY APPROVES the following discovery plan:

3 A. Discovery will be needed on the following issues:

4 Issues raised by the second amended complaint, the first amended counter-  
5 claim, and the answers thereto.  
6

7 B. All non-expert discovery commenced in time to be completed by  
8 August 1, 2006 ("discovery close date"). Expert discovery to be completed by  
9 August 15, 2006.  
10

11 C. Limitations on Discovery.

12 1. Interrogatories:

13        No change from F.R.Civ.P. 33(a)

14   X   Maximum of 25 by each side, not counting those  
15 previously served.

16 Responses due in 30 days.  
17

18 2. Requests for Admissions.

19        No change from F.R.Civ.P. 36(a).

20   X   Maximum of 35 Requests by each side, not  
21 counting those previously served..

22 Responses due in 30 days.  
23

24 3. Depositions.

25 No change from F.R.Civ.P. 36(a), (d).

26   X   Maximum of 6 depositions by each side.

27 Depositions not to exceed 6 hours unless agreed to by  
28

DISCOVERY PLAN

1 all parties.

2 D. Reports from retained experts.

3 \_\_\_\_\_ Not later than 90 days before the close of discovery

4 subject to F.R.Civ.P 26(a)(2)(C).

5  X  Reports due:

6 From plaintiff:  July 15, 2006 ; From defendant:  July 15, 2006

7 E. Supplementation of disclosures and discovery responses are to be made:

8 \_\_\_\_\_ Periodically at 60-day intervals from the entry of

9 scheduling and planning order.

10 \_\_\_\_\_ As new information is acquired, but not later than 60

11 days before the close of discovery.

12  X  Initial Disclosures June 8, 2006

13 F. A final witness list, disclosing all lay and expert witnesses whom a party  
14 may wish to call at trial, will be due:

15 \_\_\_\_\_ 45 days prior to the close of discovery.

16  X  Not later than July 1, 2006

17 Dated:

18 \_\_\_\_\_  
19 Honorable John Roberts  
20 United States District Court Magistrate

21 BIRNBERG &  
22 ASSOCIATES  
23 703 MARKET STREET  
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25 SAN FRANCISCO  
26 CA, 94103  
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28 FAX (415) 398-2001

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